

# House File 85

HOUSE FILE \_\_\_\_\_  
BY GASKILL

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to the filing of nomination petitions to fill a  
2 vacancy on a city council.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 1850HH 82  
5 eg/gg/14

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1 1 Section 1. Section 372.13, subsection 2, paragraph b,  
1 2 unnumbered paragraph 1, Code 2007, is amended to read as  
1 3 follows:  
1 4 By a special election held to fill the office for the  
1 5 remaining balance of the unexpired term. If the council opts  
1 6 for a special election or a valid petition is filed under  
1 7 paragraph "a", the special election may be held concurrently  
1 8 with any pending election as provided by section 69.12 if by  
1 9 so doing the vacancy will be filled not more than ninety days  
1 10 after it occurs. Otherwise, a special election to fill the  
1 11 office shall be called by the council at the earliest  
1 12 practicable date. The council shall give the county  
1 13 commissioner at least thirty-two days' written notice of the  
1 14 date chosen for the special election. The council of a city  
1 15 where a primary election may be required shall give the county  
1 16 commissioner at least sixty days' written notice of the date  
1 17 chosen for the special election. A special election held  
1 18 under this subsection is subject to sections 376.4 through  
1 19 376.11, but the dates for actions in relation to the special  
1 20 election, ~~including dates for filing of nomination petitions,~~  
1 21 ~~shall be calculated with regard to the date for which the~~  
1 22 ~~special election is called. However, a nomination petition~~  
1 23 ~~must be filed not less than twenty-five days before the date~~  
1 24 ~~of the special election and, where a primary election may be~~  
1 25 ~~required, a nomination petition must be filed not less than~~  
1 26 ~~fifty-two days before the date of the special election.~~

### EXPLANATION

1 27  
1 28 This bill provides that a nomination petition for a special  
1 29 election called to fill a vacancy on a city council must be  
1 30 filed not less than 25 days before the date of the special  
1 31 election. For those cities where a primary election may be  
1 32 required, the nomination petition must be filed not less than  
1 33 52 days before the date of the special election.  
1 34 LSB 1850HH 82  
1 35 eg:sc/gg/14